

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

WEBROOT, INC. and
OPEN TEXT, INC.,

Plaintiffs,

v.

FORCEPOINT LLC,

Defendant.

CIVIL ACTION NO. 6:22-CV-00342-ADA

JURY TRIAL DEMANDED

FORCEPOINT LLC,

Counterclaim Plaintiff,

v.

WEBROOT, INC., OPEN TEXT INC., and
OPEN TEXT CORPORATION,

Counterclaim-Defendants.

**JOINT NOTICE REGARDING COUNTERCLAIM-DEFENDANT OPEN TEXT
CORP.'S MOTION TO DISMISS**

Plaintiffs/Counter-Defendants Webroot, Inc., Open Text, Inc., and Open Text Corporation and Defendant/Counter-Plaintiff Forcepoint LLC submit this Joint Notice Regarding Counterclaim-Defendant Open Text Corporation's Motion to Dismiss Counterclaim-Plaintiff's Declaratory Judgment Patent Claims (Dkt. 31).

On March 31, 2022, Plaintiffs Webroot, Inc. and Open Text, Inc. ("Plaintiffs") filed its original complaint against Forcepoint LLC ("Forcepoint"), alleging infringement of U.S. Patent Nos. 8,726,389; 10,599,844; 8,438,386; 9,413,721; and 10,025,928. *See* Dkt. 1. On June 10, 2022, Forcepoint LLC ("Forcepoint") filed its answer and counterclaims for declaratory judgment. *See*

Dkt. 26. On July 1, 2022, Counterclaim-Defendant Open Text Corporation filed a motion to dismiss Forcepoint's declaratory judgment patent claims. *See* Dkt. 31. On July 14, 2022, Forcepoint filed its amended answer and counterclaims alleging infringement of U.S. Patent Nos. 7,194,464; 8,938,773; 8,978,140; 9,609,101; and 9,654,495. *See* Dkt. 35. The parties agree that the filing of Forcepoint's amended answer and counterclaims makes Forcepoint's amended answer and counterclaims the operative pleading and thus renders moot Open Text Corporation's motion to dismiss the original answer and counterclaims filed by Forcepoint (Dkt 26).

Dated: July 22, 2022

Respectfully submitted,

/s/ Kat Li

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*Attorneys for Plaintiffs Open Text, Inc., Open
Text Corp. and Webroot, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served on July 22, 2022 with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Kat Li

Kat Li